

**UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF TENNESSEE  
EASTERN DIVISION**

FILED BY *CG* D.C.

05 SEP - 1 PM 3:58

PHILIP E. BOYNTON, CLARENCE W. )  
 BOYNTON, NORMA ANN LOGAN, )  
 RENELDA J. WESTFALL, SHANNON )  
 NONN, AARON SCOTT BERNARD, )  
 ALAN F. BERNARD, LINDA R. BERNARD )  
 and DAVID ALLEN BERNARD, Individually, )  
 and on behalf of an Unincorporated Association )  
 d/b/a "Adtech, Inc. of Illinois," on behalf of a )  
 General Partnership d/b/a "Adtech, Inc. of )  
 Illinois," and on behalf of a class of similarly )  
 situated persons, )

THOMAS M. GOULD  
 CLERK, U.S. DISTRICT COURT  
 WD OF TN, MEMPHIS

Plaintiffs, )

vs. )

Cause No.: 1-02-1111

HEADWATERS, INC., f/k/a Covol )  
 Technologies, Inc., JAMES G. DAVIDSON, )  
 A. GRAYDON HOOVER, and Unnamed )  
 DOE DEFENDANTS 1 - 25, )

Defendants. )

and )

HEADWATERS, INC. f/k/a Covol )  
 Technologies, Inc., )

Counterclaimants, )

vs. )

PHILLIP E. BOYNTON, VINCENT M )  
 HAMILTON, MAX IRVIN, CLARENCE W. )  
 BOYNTON, NORMA ANN LOGAN, )  
 RENELDA J. WESTFALL, SHANNON )  
 NONN, AARON SCOTT BERNARD, ALAN )  
 F. BERNARD, LINDA R. BERNARD )  
 And DAVID ALLEN BERNARD, and DOE )  
 DEFENDANTS 1-25, )

Counterclaim Defendants )

**WRIT OF *HABEUS CORPUS AD TESTIFICANDUM***

To: Superintendent  
Federal Correctional Institute  
Forrest City, Arkansas

and

The United States Marshall's Service  
Western District of Tennessee

It appearing to the Court upon a review of Defendant James Gary Davidson's Unopposed Petition for a Writ of *Habeus Corpus Ad Testificandum* that the petition is well taken and should be granted, it is therefore:

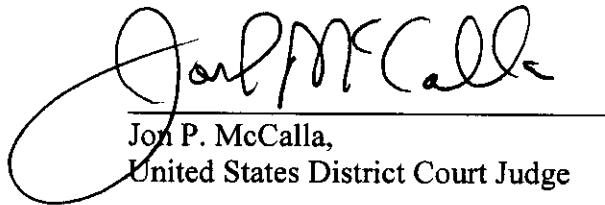
ORDERED, ADJUDGED and DECREED as follows:

1. The United States Marshall's Service shall transport James G. Davidson, inmate registration number 15646-076, from the Federal Correctional Institution located in Forrest City, Arkansas to Memphis, Tennessee no later than Friday, September 2, 2005 to be retained in the Western District until the completion of the civil trial of the case.

2. The United States Marshall's Service transport James G. Davidson to this Court on Tuesday, September 6, 2005 at 9:00 a.m. and everyday subsequent to that date until James G. Davidson is excused by the Court.

3. The costs and expenses associated with transporting James G. Davidson to Memphis, Tennessee for trial, his confinement in Memphis, Tennessee during trial and his return transportation to the Federal Correctional Institution in Forrest City, Arkansas after trial shall be borne by the United States Marshall's Service.

ENTER this the 1 day of September, 2005.



Jon P. McCalla,  
United States District Court Judge

This Writ was prepared by:  
**Davis Law Firm, P.C.**

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Brian L. Davis  
Attorney for Defendant,  
James G. Davidson  
5185 Getwell Road  
Southaven, MS 38671  
662-393-8542

#### CERTIFICATE OF SERVICE

The undersigned certifies that a copy of the foregoing has been served on:

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Certifying Attorney



## Notice of Distribution

This notice confirms a copy of the document docketed as number 400 in case 1:02-CV-01111 was distributed by fax, mail, or direct printing on September 2, 2005 to the parties listed.

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Honorable Jon McCalla  
US DISTRICT COURT